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7                   **UNITED STATES DISTRICT COURT**  
8                   **EASTERN DISTRICT OF WASHINGTON**  
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10                   **UNITED STEEL WORKERS**  
11                   **LOCAL 12-369, STEPHANIE B.**  
12                   **GREEN, DAVID ROBERTS,**

13                   Plaintiffs,

14                   v.

15                   **UNITED STEEL, PAPER AND**  
16                   **FORESTRY, RUBBER,**  
17                   **MANUFACTURING, ENERGY,**  
18                   **ALLIED INDUSTRIAL AND**  
19                   **SERVICE WORKERS**  
20                   **INTERNATIONAL UNION, et al.,**

21                   Defendants.

22                   NO. CV-07-5053-RHW

23                   **ORDER GRANTING**  
24                   **STIPULATION FOR**  
25                   **PROTECTIVE ORDER, IN**  
26                   **PART; GRANTING**  
27                   **STIPULATED MOTION FOR**  
28                   **PROTECTIVE ORDER**

29                   Before the Court is the parties' Stipulation for Protective Order (Ct. Rec.  
30                   112) and Stipulated Motion for Protective Order (Ct. Rec. 133).

31                   The parties have proposed a Stipulated Protective Order, which for the most  
32                   part, complies with the Federal Rules of Discovery and does not concern the Court.  
33                   The proposed Protective Order contains the following language, which is  
34                   problematic with respect to the public's common law right and First Amendment  
35                   right to access court proceedings:

- 36                   7. If counsel intends to file any motion, opposition, reply or any other  
37                   filing with the Court and attach thereto and set forth therein any  
38                   document or information that has been designated as

39                   **ORDER GRANTING STIPULATION FOR PROTECTIVE ORDER, IN**  
40                   **PART; GRANTING STIPULATED MOTION FOR PROTECTIVE ORDER**  
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1 CONFIDENTIAL under this Stipulation and Order, counsel shall file  
2 the document or information designated as CONFIDENTIAL under  
3 seal.

4 The Eastern District of Washington has specific procedures to follow when  
5 filing documents under seal. Generally, before a document is filed under seal in  
6 the court record, the parties must first obtain permission from the Court to do so.  
7 Therefore, the Court strikes Paragraph 7 from the Stipulated Protective Order and  
8 instead, instructs the parties to follow the procedures established by the Eastern  
9 District of Washington when filing previously designated CONFIDENTIAL  
10 information in the court record.

11 Accordingly, **IT IS HEREBY ORDERED:**

12 1. The parties' Stipulation for Protective Order (Ct. Rec. 112) is  
13 **GRANTED**, in part.

14 2. The parties' Stipulated Motion for Protective Order (Ct. Rec. 133) is  
15 **GRANTED**.

16 **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
17 Order and forward copies to counsel.

18 **DATED** this 12<sup>th</sup> day of June, 2009.

19 s/ Robert H. Whaley

20 ROBERT H. WHALEY  
21 Chief United States District Judge

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28 **ORDER GRANTING STIPULATION FOR PROTECTIVE ORDER, IN  
PART; GRANTING STIPULATED MOTION FOR PROTECTIVE ORDER**  
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